

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 800 - SB 1216

March 21, 2021

SUMMARY OF BILL: Prohibits the State Textbook and Instructional Materials Commission (Commission) from recommending, the State Board of Education (SBE) from approving, and local education agencies (LEAs) and public charter schools from adopting or using textbooks and instructional materials that promote, normalize, support, or address lesbian, gay, bi-sexual, or transgender (LGBT) issues or lifestyles.

ESTIMATED FISCAL IMPACT:

Other Fiscal Impact – If LEAs are required to replace textbooks and instructional materials as a result of this legislation, a mandatory increase to local expenditures may occur. However, due to multiple unknown circumstances, a precise fiscal impact cannot be reasonably determined. *

Assumptions:

- Tennessee Code Annotated § 49-6-2201(h) requires the Department of Education (DOE) to assist the Textbook Commission by providing mandatory training to newly appointed members on the textbook and instructional materials review process and the completion of their assigned tasks related to the review process.
- The proposed legislation will not change the current review, approval, and adoption framework for textbooks and instructional materials that exists with the Commission, SBE, or LEAs; therefore, it is assumed that adding an additional factor to be considered during the approval and review process can be accomplished within existing resources. Any fiscal impact to state government is estimated to be not significant.
- It is unknown if there are textbooks which are currently approved that conflict with the proposed legislation.
- In the event that an LEA adopts or uses textbooks and instructional materials that conflict with the prohibitions on LGBT content, and subsequently must replace those materials, a mandatory increase in local expenditures will occur; however, due to multiple unknown circumstances, a precise mandatory increase in local government expenditures cannot be accurately determined.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid.

Krista Lee Carsner, Executive Director

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